(8-P)

Previous reference

1903.

(Sep. Rev.)

File No. 78 of 03-04.

Serial Nos. 1—2

Later references.

Sep. Rev. 78 of 03-04.
Sl. Nil. Files

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1—2

Part B. for

SUBJECT.

Refund of the value of Court fee Stamp Paper rendered useless.

Table of Contents

Sl. 1. No. C. 331 dy. 28-8-03. From the Dy. Comm.r. Kolar.
Asking instructions regarding the refund of the value
" " of certain Court fee Stamps valued at Rs. 90.
Sl. 2. No. Fl. 1136 dy. 29-10-03. To the Dy. Comm.r. Kolar.
Inviting his attention to G. O. No. 9 dy. 16-4-1885.

Mysore Govt Secretariat.

Office of the ~~Dewan~~ of Mysore.

File No. (if any)

Directions.

No., date and purport of receipts to be entered in red, and office note in black ink in order of dates.—To be written only on one side, and inside the line of margin.

Office Note.

Branch

Revenue

Subject

Letter no: C 331 9 28.8.03 from the Dy Comr, Kolar District, soliciting ~~sanction~~ instructions regarding the refund of the value of court fee Stamps aggregating ~~Rs 90/-~~ Rs 90/-

Note

On the 12th Jan 1903 One Hajee Usman Saibi of Kolar purchased a court fees Stamp paper of the value of Rs 90/- from the Kolar District Treasury, & wrote on it a plaint to file a suit in the Kolar Munsiffs' Court against his debtors. The transaction having been amicably settled before filing the suit in Court, the paper became useless to the purchaser. The party produces the Stamp paper before the Dy Comr on 13.7.03 praying for the refund of its value to him. Sections 49 to 55 of the Stamp Regulation provide

for the refund of the value of general stamps. The paper in question being a court fees' stamp, the Dy Comr solicits instructions as to whether its value may be similarly refunded. In section 49 it is stated that allowance may be made for impressed spoiled stamps in certain cases. If court fees' stamps are ~~also~~ considered to be included in the term impressed stamps, refund may then be allowed in the present case.

Submitted for orders.

DR
16/10/03

Bring up with the Rules & Regn

M
17/10/03

Submitted.

Copies of the Impsone Stamp Regn and Rules ~~[illegible]~~ are put up. Notification no 9 dy 16.4.85 printed at page 59 of the 'Rules and notifications under Genl Stamp and Court fees Act' appears

Please see paper with flag (A) in the Stamp Rules.

to see the Authority in the matter.
May a draft reply to the Dy Leaves
Shim to the said Notification?

Then, why do you do
work mechanically.
Intelligence must be
brought into play.

Put up a draft,
drawing the P Govts
attn to the resp-
ns which would have
been done at the time
object without reading
the file backwards
forwards.

H
23/10/03

H
23/10/03

Draft submitted.
H
24/10/03.

28/49

Submitted with note.
2nd V.
16/10/03

MYSORE GOVERNMENT
R 320
31 AUG 1903
GENERAL AND REVENUE SECRETARIAT

FROM J. C. Lowe Esquire.
Deputy Commissioner & District Magistrate.
KOLAR DISTRICT.

To
H. V. Nanjundayya Esq.
Secretary to the Govern-
-ment of Mysore

Dated 28th August 1903
Despatched
Received Serial No. 1.
General No. C. 331
No.

Enclosure No. 1 & V. P.
noting with Kolar A.C's
No. 277 dt. 6-8-03

Asking instructions re. the refund of the value Certain Court fee Stamps valued at Rs 90/-

R
S. I. S. R.
Lowe
3/9/03

Gl. Records
Please put up a copy of the Mysore Court fees Regn.
A copy of the Court fees Regulations put up
Please return when done
3/9

MGCPB—3-3-01—50 reams.

B/9/03
3/9

No. C. 33.

2

OFFICE OF THE DEPUTY COMMISSIONER,
KOLAR DISTRICT.
Dated 28th August 1903

From,

J. C. Brown — Esquire.
Deputy Commissioner & District Magistrate.
KOLAR DISTRICT.

To,

H. Ranjiandayya Esq.
Secretary to the Government of Mysore — Revenue and General Dept.

Sir,

I have the honor to submit herewith a Court fee Stamp paper to the value of Rs: 90/- presented by one Haji Usman Saib of Kolar for the refund of its value subject to the usual discount, on the ground the paper has become useless to him.

It was purchased by the applicant in the Kolar District Treasury on 12th January 1903. The applicant states that he got a plaint written on it to file a suit in the Kolar Munsiff's Court against Munisamiah and 30 others, his debtors, praying for a decree in

To

The Dy Commr,

Kolar District.

No. H 1136 Serial No. 2

dated 29.10.03

His letter no: C 3318

28th August 1903 submit-

ting an impressed court

fee stamp of the value of

Rs 90/- produced by one

Hajee Usman Saib of Kola

and requesting that, since

there is no provision in

the Impose Stamp Regn

for the refund of the value

of court fees stamps, he

may be informed as to

whether the value of the

Stamp fee repaid to the

~~possessor~~ party

Referring

5

to the above has the honour to ~~inform~~ his Excellency the Governor in Council that Notification No: 9 of 16th April 1885 ~~published~~ at page 59 of the Rules and Notifications under General Stamp and Court Fees Act' is the authority in the matter and may be acted upon. The enclosures are returned.

'R.O'

26/10/03

Secy

24/10/03.

Compd 26/10/03